IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Art Unit: 1644
	)	
CLASSEN, John Barthelow	)	Examiner: GAMBEL, P.
	)	
Serial No.: 08/591,651	)	Washington, D.C.
	)	
Filed: February 12, 1996	)	February 4, 2013
	)	
For: METHOD AND COMPOSITION FOR AN EARLY VACCINE TO PROTECT AGAINST BOTH...	)	Docket No.: CLASSEN-1A
	)	
	)	Confirmation No.: 9417

SUPPLEMENTAL RESPONSE

U.S. Patent and Trademark Office
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401 Dulany Street
Alexandria, VA 22314

S i r :

Further to the Amendment filed March 12, 2012, and in particular the discussion of incorporation by reference on pp. 20-26, Applicant wishes to direct the Examiner's attention to the Federal Circuit's September 1, 2011 decision in Harari v. Lee, 100 USPQ2d 1052 (Fed. Cir. 2011), copy enclosed.

The application-at-issue cited two U.S. patent applications, and added, "the disclosures of the two applications are hereby incorporated by reference". Id. 1054. Harari argued that this "plainly and unambiguously incorporated the entire...disclosure", even without the use of "such words as 'in its entirety'". The Federal Circuit agreed, and did not question the propriety of such an incorporation by reference. Id., 1055.

Respectfully submitted,
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